



GAU 1642

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Rosenblum *et al.* § ART UNIT: 1642
§
FILED: January 7, 1999 §
§
SERIAL NO.: 09/226,895 § EXAMINER:
§ K. Canella
§
FOR: Potentiation of Anti-CD38- §
Immunotoxin Cytotoxicity § DOCKET: D6205

The Assistant Commissioner of Patents and Trademarks
BOX NON-FEE AMENDMENT
Washington, DC 20231

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CERTIFICATE OF MAILING UNDER 37 CFR 1.8

Dear Sir:

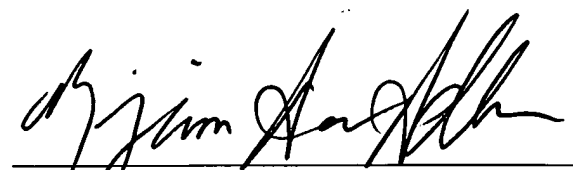
I hereby certify under 37 CFR 1.8 that the following correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to Commissioner of Patents and Trademarks, Washington DC 20231.

- 1) Response to Office Action (6 Pages);
- 2) Return postcard.

Please return the enclosed postcard acknowledging receipt of this correspondence.

Respectfully submitted,

Date: 2/28/01
ADLER & ASSOCIATES
8011 Candle Lane
Houston, Texas 77071
(713) 270-5391
badler1@houston.rr.com


Benjamin Aaron Adler, Ph.D., J.D.
Counsel for Applicant
Registration No. 35,423



#8
3/9/01

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RESPONSE UNDER 37 C.F.R. § 1.111

Dear Sir:

In response to the Office Action mailed December 7, 2000, please enter the following remarks. Reconsideration of the pending claims in view of these remarks is respectfully requested.

REMARKS

The 35 U.S.C. §103 Rejections

Claims 1, 7-9 and 11 stand rejected under 35 U.S.C. §103(a) as unpatentable over *Mehta et al.* (*Proceeding of the American Association for Cancer Research*, 38:88, 1997) in view of